

**FORM TO BE USED BY A PRISONER FILING A  
42 U.S.C. § 1983 CIVIL RIGHTS COMPLAINT  
IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**I. CAPTION**

Troy Tammell Alvin  
(Enter the full name of the plaintiff or  
plaintiffs)

v.

1) Edward G. Smith (2) William M. Black (3) Michael Calabrese (4)  
Jeffrey Karp  
(Enter the full name of the defendant or  
defendants)

**FILED****II. PARTIES**

MICHAEL E. KUNZ, Clerk

**a. Plaintiff**

By \_\_\_\_\_ Dep. Clerk

Full name: Troy Tammell AlvinPrison identification number: 02 2726 - 103 GC 2702Place of present confinement: Northampton County PrisonAddress: 666 Walnut St. Easton, PA 18042Place of confinement at time of incidents or conditions alleged in  
complaint, including address:A-plus mini Mart Freeman Avenue Palmer TownshipAdditional plaintiffs: Provide the same information for any additional  
plaintiffs on the reverse of this page or on a separate sheet of paper.**b. Defendants: (list only those defendants named in the caption of the  
complaint, section I)**1. Full name including title: Edward G. SmithPlace of employment and section or unit: Northampton County Gov't Center/Judge2. Full name including title: William M. BlackPlace of employment and section or unit: Northampton County Gov't Center/Prosecutor3. Full name including title: Michael Calabrese L.T.Place of employment and section or unit: Palmer Township Police/Routine Patrol4. Full name including title: Jeffrey Karp L.T.Place of employment and section or unit: Palmer Township Police/Routine PatrolAdditional defendants: Provide the same information for any additional  
defendants on the reverse of this page or on a separate sheet of paper.

### III. PREVIOUS LAWSUITS

#### Instructions:

If you have filed other lawsuits in any federal or state court dealing with the same facts as this complaint or other facts related to your imprisonment, you must provide the information requested below. If you have not filed other lawsuits, proceed to Section IV, Administrative Remedies, on this page.

If you have filed other lawsuits, provide the following information.

Parties to your previous lawsuit:

Plaintiffs \_\_\_\_\_

Defendants \_\_\_\_\_

Issues: \_\_\_\_\_  
\_\_\_\_\_

Court: if federal, which district? \_\_\_\_\_  
if state, which county? \_\_\_\_\_

Docket number: \_\_\_\_\_ Date filed: \_\_\_\_\_

Name of presiding judge: \_\_\_\_\_

Disposition: (check correct answer(s)); Date: \_\_\_\_\_

Dismissed \_\_\_\_\_ Reason? \_\_\_\_\_

Judgment \_\_\_\_\_ In whose favor? \_\_\_\_\_

Pending \_\_\_\_\_ Current status? \_\_\_\_\_

Other \_\_\_\_\_ Explain \_\_\_\_\_

Appeal filed? \_\_\_\_\_ Current status? \_\_\_\_\_

Additional lawsuits. Provide the same information concerning any other lawsuits you have filed concerning the same facts as this action or other facts related to your imprisonment. You may use the back of this page or a separate sheet of paper for this purpose.

### IV. ADMINISTRATIVE REMEDIES

#### Instructions:

Provide the information requested below if there is an administrative procedure to resolve the issues you raise in this complaint. Examples of administrative procedures include review of grievances, disciplinary action, and custody issues. If no administrative procedures apply to the issues in this complaint, proceed to Section V, Statement of Claim, on page 4.

- a. Describe the administrative procedures available to resolve the issues raised in this complaint:

Type of procedure. (grievance, disciplinary review, etc.)

Authority for procedure. (DC-ADM, inmate handbook, etc.)

Formal or informal procedure.

Who conducts the initial review?

What additional review and appeals are available?

- b. Describe the administrative procedures you followed to resolve the issues raised in this complaint before filing this complaint:

On what date did you request initial review?

What action did you ask prison authorities to take?

What response did you receive to your request?

What further review did you seek and on what dates did you file the requests?

What responses did you receive to your requests for further review?

- c. If you did not follow each step of the administrative procedures available to resolve the issues raised in this complaint explain why.

I, Troy T. Allen am not Filing this lawsuit against prison officials.

# V. STATEMENT OF CLAIM

## Instructions:

State here as briefly as possible the facts of your case. Use plain language and do not make legal arguments or cite cases or statutes. State how each defendant violated your constitutional rights. Although you may refer to any person, make claims only against the defendants listed in the Caption, Section I. Make only claims which are factually related. Each claim should be numbered and set forth in a separate paragraph with an explanation of how the defendants were involved. Use the reverse of this page or a separate sheet of paper if you need more space.

## Statement of claim:

On April 8, 02 based on events that transpired in the late evening hours of April 4, 02, Palmer Township Police were investigating a robbery that occurred in the neighborhood, Township of Bethlehem. The arresting officers approached me based on the crime mentioned above with regards to me being "Black within Three quarters of a mile" away from the border line of where the robbery occurred. William M. Black later forwarded the case and Judge Edward G. Smith was the overseeing Judge for my case. I was found guilty of <sup>1st</sup> degree murder and filed an appeal. According to superior court Judges that Judge Edward G. Smith biased during the process regarding my suppression of evidence having claimed that I was not entitled to ~~an~~ <sup>an</sup> appeal and sentenced me to → →

# VI. RELIEF

Instruction: Briefly state exactly what you want the Court to do for you.

## Relief sought:

1) False and wrongful confinement in violation of my 14th and 14th Amendments Compensatory Damages for 1yr 6 months and 11 days - \$955,760. 2) Pain and suffering and Mental Anguish in violation of my First and Fourteenth Amendment rights (emotional damages \$1,000,000) → →

# VII. DECLARATION AND SIGNATURE

I (we) declare under penalty of perjury that the foregoing is true and correct.

1/16/04  
DATE

Troy T. Alvin / Troy T. Alvin  
SIGNATURE OF PLAINTIFF(S)

COMMONWEALTH OF PENNSYLVANIA)

COUNTY OF NORTHAMPTON

) SS:  
)

Before me, the undersigned notary public, this day, personally appeared  
TROY T. ALVIN, known to me (or satisfactorily proven), who  
being duly sworn according to law, affirm that the statements contained in this affidavit  
are true and accurate to the best of his/her knowledge, information and belief.

Sworn and subscribed to before me,  
this 21ST day of JANUARY, 2004.

Alice F. Flavelle  
Notary Public

